GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Mines & Minerals – Amalgamation of two Mining Leases held by M/s.Penna Cement Industries Ltd., for Limestone over an extent of 507.08 Acres & 122.67 Acs respectively in various Sy.Nos. of Korumanipalli & Thollamadugu Villages, Kolimigundla (M), Kurnool Dist as one Mining Lease for a total extent of 629.75 Acs co-terminus with the Mining Lease period up to 18.09.2035 in terms of Rule 56 of Minerals (Other Than Atomic & Hydro Carbons Energy Minerals) Concession Rules, 2016 read with Section 8 (A) (5) of MM(D&R)AmendmentAct,2015–Orders–Issued.

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INDUSTRIES AND COMMERCE (MINES.III) DEPARTMENT

G.O.MS.No. 18 Dated: 16-03-2021

Read the following:

1.G.O.Ms.No.242, Ind & Com (M.I) Dept, dt.19.08.2003.
2.G.O.Ms.No.202, Ind & Com (M.III) Dept, dt.22.02.1985.
3.G.O.Ms.No.75, Ind & Com (M.III) Dept, dt.02.02.2000.
4.G.O.Ms.No.129, Ind & Com (M.I) Dept, dt.28.04.2006.
5.G.O.Ms.No.36, Ind & Com (M.I) Dept, dt.07.03.2007.
6.Govt Memo No. INC01-MG0MAJM/3/2021-M-IIII, dt.12.02.2021.
7.From the DM&G, A.P., Vijayawada Single File No.4344804/D10/2021, dt.05.03.2021.

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ORDER:

In the G.O. 1st read above, a Mining Lease was granted for Limestone over an extent of 507.08 Acs in Sy.Nos.244 to 247, 249 to 251, 253, 298, 360, 361, 363 to 375, 377, 379 to 394, 396 to 402, 404 to 406, 411, 443 to 450 Part, 451, 452 part, 460 to 462, 465, 466, 468, 469, 471, 472, 474 to 480, 485 to 487, 491 to 495, 505, 507, 509 to 511, 513 to 517, 523, 524, 571, 572 etc, of Korumanipalli (V) and in Sy.Nos.554 to 556, 558, 585 to 592, 639/1 of Thollamadugu (V), Kolimigundla (M), Kurnool District in favour of M/s.Penna Cement Industries Ltd., for a period of Twenty (20) years. The lease deed was executed on 29.01.2004 and the lease was in force up to 28.01.2024.

2. In the G.O. 2nd read above, a Mining Lease was granted for Limestone over an extent of 122.67 Acs in Sy.Nos.508 & 512/P of Korumanipalli (V), Kolimigundla (M), Kurnool District in favour of Sri Gnanasudharajan, Director, M/s.Anand Cements (P) Ltd., for a period of Twenty (20) years. Lease deed was executed on 19.09.1985 and the lease was in force up to 18.09.2005. Subsequently, the lease was transferred in favour of M/s.Penna Cement Industries Ltd., vide G.O. 3rd read above, for the unexpired portion of lease up to 18.09.2005. The lease deed was executed on 03.03.2000. The 1st RML was granted in favour of M/s.Penna Cement Industries Ltd., vide G.O. 4th read above, for a further period of Twenty (20) years from 19.09.2005 to 18.09.2025 and the lease deed was executed on 11.07.2006. Again the lease was transferred in favour of M/s.Penna Limestone Quarries Ltd., vide G.O 5th read above, for the unexpired portion of lease up to 18.09.2025. The lease deed was executed on 23.03.2006.

3. In the Govt. Memo 6th read above, permission was accorded for change of name from M/s.Penna Limestone Quarries Ltd., to M/s.Penna Cement Industries Ltd., under Rule 61(2) of Minerals (OTA&HCEM) Concession Rules, 2016 pursuant to the scheme of amalgamation granted in C.P.No.43/2013, dt.04.06.2013 of Hon'ble High Court of A.P on 24.06.2013 and as per the Certificate of incorporation, dt.24.06.2013 vide Company's Identification (CIN) No.U26942AP199IPLC013359 issued by the Registrar of Companies, Hyderabad for A.P & Telangana.

P.T.O.

4. In the Single File 7th read above, the DM&G has stated that M/s.Penna Cement Industries Ltd., vide their Repn., dt.22.02.2021 addressed to the ADM&G, Banagapalli has requested for amalgamation of two Mining Leases for Limestone over an extent of 507.08 Acres & 122.67 Acs respectively in various Sy.Nos. of Korumanipalli & Thollamadugu Villages, Kolimigundla (M), Kurnool Dist as one Mining Lease for a total extent of 629.75 Acs. Accordingly, the ADM&G, Banganapalli vide his Lr.dt.27.02.2021 has submitted proposals for amalgamation of the said two (2) M.L.s, with the geological status of the mines and also justification for amalgamation, stating that he inspected the lease areas on 24.02.2021 and that two (2) M.L.s are adjacent to each other and are compact and contiguous. The amalgamation simplifies the maintenance of statutory records, process of administration and maintenance of environment parameters and facilitates complete extraction of Limestone in between these two lease boundaries, besides the Limestone reserves can be utilized in between these boundaries as a mineral conservation part, due to which State Govt will get more Revenue. He further reported that the Lessee Co., has no dues to Government and is having the Statutory Clearances such as E.C. & CFO of both the M.L.s and also submitted Bank Guarantees of Rs.2,07,34,500/- & Rs.4,34,49,350/- respectively while requesting for grant of extension of lease period up to 50 years from the original grant under section 8 (A) (5) of MM (D&R) Amendment Act, 2015 as the leases are for captive purpose. During the survey of the said two M.L. areas and after demarcation the amalgamation area arrived for a total extent of 629.75 Acs (or) 254.856 Hectares in Sy.Nos.244 to 450 etc., of Korumanipalli (V) & in Sy.Nos.554 to 556, 558, 585 to 592 & 639/1 of Thollamadugu (V) and in Sy.Nos.508 & 512/p Korumanipalli (V), Kolimigundla (M), Kurnool Dist. Further, the company has developed worked pits in Korumanipalli Limestone Mine over an extent of 122.67 Acres and has utilized heavy machinery like Shovels to lift the Cement Grade Limestone and transporting with Dumpers from Mines site to crusher. He finally recommended for amalgamation of the said two Mining leases co-terminus with the M.L. period up to 18.09.2035 on which one M.L of the two expires first.

5. The DM&G has, therefore, requested Government for grant of extension of lease period up to 50 years for the above said two Mining Leases held by M/s.Penna Cement Industries Ltd., under Sec 8 A (5) of MM (D&R) Act,2015 duly permitting amalgamation of the said two Mining Leases co-terminus with the lease period up to 18.09.2035 on which one M.L of the two expires first, under Rule 56 of Minerals (OTA&HCEM) Concession Rules, 2016 since the proposed leases are complied all the terms & conditions.

6. Government, after careful examination of the matter, hereby permit for amalgamation of two Mining Leases held by M/s.Penna Cement Industries Ltd., for Limestone over an extent of 507.08 Acres & 122.67 Acs respectively in various Sy.Nos. of Korumanipalli & Thollamadugu Villages, Kolimigundla (M), Kurnool Dist as one Mining Lease for a total extent of 629.75 Acs co-terminus with the Mining Lease period up to 18.09.2035 on which one M.L of the two expires first, in terms of Rule 56 of Minerals (Other Than Atomic & Hydro Carbons Energy Minerals) Concession Rules, 2016 duly treating the lease period deemed to have been extended up to 18.09.2035 as per Section 8 (A) (5) of MM (D&R) Amendment Act, 2015 and subject to satisfaction of all terms & conditions of MM (D&R) Act, 1957 and M.C. (OTA&HCEM) Rules, 2016.

7. The grantee should execute the lease deed within the time limit specified under MM (D&R) Amendment Act, 2015 and should pay necessary deposit of amount as prescribed under the existing rules before the lease is actually executed.

8. The Grant is liable for cancellation, if it is found at a later date that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud

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in excess of authority. The terms & conditions referred in this order are subject to such further modifications, additions and alterations as may be ordered before the lease deed is executed.

9. The Director of Mines & Geology, A.P., Vijayawada shall take necessary further action for execution of the lease deed after satisfying himself that the grantee fulfils all the required provisions of the amended Act and Rules made thereunder. The date of execution of deed should be reported to the Government after done with.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT(M)

To
The Director of Mines & Geology, A.P., Vijayawada (w.e. file).
M/s.Penna Cement Industries Ltd., No.703. Sriniketan Colony,
Road No.3, Banjara Hills, Hyderabad – 500 034,
Telangana State. (By RPAD).
Copy to:
The Assistant Director of Mines & Geology, Banaganapalli, Kurnool District.
The District Collector, Kurnool District.
The Secretary to Govt. of India, Ministry of Mines, Sastry Bhavan, New Delhi-110 001.
The Controller General, Indian Bureau of Mines, Indira Bhavan, Civil Lines, Nagpur – 440 001.
The Director General, Mines Safety, Dhanbad, Jarkhand.
The Regional Controller of Mines, IBM, Kavadiguda, Secunderabad.
SF/SC.(Comp No. 1366971)

\\ FORWARDERD :: BY ORDER\\

SECTION OFFICER